

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

CASE NO. 04-10258NG

ARTHUR PERNOKAS AND	)
DIANNE PERNOKAS,	)
Plaintiffs	)
	)
VS.	)
	)
BARRIE PASTER, M.D.,	)
Defendant	)

**PLAINTIFFS' MOTION TO EXCLUDE REFERENCES TO  
MARITAL DISCORD OF DIANNE PERNOKAS AND ARTHUR  
PERNOKAS AND TO EXCLUDE REFERENCES TO  
DIANNE PERNOKAS'S USE OF MARIJUANA**

The plaintiff, Arthur Pernokas hereby requests the Court to exclude references to any marital discord of Dianne Pernokas and Arthur Pernokas, and to marijuana use by Dianne Pernokas. As bases, the plaintiffs rely on Fed. R. Evid. 401 - 403, and the accompanying Memorandum.

For these reasons, Plaintiff respectfully requests the Court to exclude references to any marital discord of Dianne Pernokas and Arthur Pernokas, and to marijuana use by Dianne Pernokas.

Respectfully,  
By his Attorney,

/s/ Robert C. Gabler  
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June 6, 2006

Certificate of Service

I, Robert C. Gabler, attorney for the plaintiffs, hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non-registered participants on June 6, 2006.

/s/ Robert C. Gabler  
Robert C. Gabler, Esquire